IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.35069 of 2008
RAJU @ RAJU PRASAD
Versus
STATE OF BIHAR
---

3 11.11.2008 Heard Mr. Prabhat Kumar Singh Learned counsel for the petitioner and Mr. S. Ehteshamuddin, A.P.P. for the State.

The petitioner lifted the luggage from a running train and as per the allegation, passed it to his other gang man. The petitioner was caught and, as the training was moving, was brought to Patna Junction to be handed over to the police. This is the background in which the prayer for bail has to be appreciated. The Court is called upon by the learned counsel appearing for the petitioner to also consider that the petitioner is in custody since 15.4.2008.

Considering the nature of the offence and its impact upon the comfortable journey by Railways, this Court is not inclined to direct the release of the petitioner on bail.

The application is dismissed.

If the trial of the petitioner is not concluded till 14th October, 2009, the petitioner shall be released by the Court below on execution of bond to his own satisfaction.

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pkj **(Dharnidhar Jha,J)**